

Electronically Filed October 23, 2007

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Attorneys for USACM Liquidating Trust

UNITED STATES BANKRUPTCY COURT

DISTRICT OF NEVADA

In re:

USA COMMERCIAL MORTGAGE COMPANY,

USA CAPITAL REALTY ADVISORS, LLC,

USA CAPITAL DIVERSIFIED TRUST DEED
FUND, LLC,

USA CAPITAL FIRST TRUST DEED FUND, LLC,

USA SECURITIES, LLC,

Debtors.

Affects:

☐ All Debtors

☒ USA Commercial Mortgage Company

☐ USA Capital Realty Advisors, LLC

☒ USA Capital Diversified Trust Deed Fund, LLC

☐ USA Capital First Trust Deed Fund, LLC

☐ USA Securities, LLC

Case No. BK-S-06-10725-LBR

Case No. BK-S-06-10726-LBR

Case No. BK-S-06-10727-LBR

Case No. BK-S-06-10728-LBR

Case No. BK-S-06-10729-LBR

CHAPTER 11

Jointly Administered Under

Case No. BK-S-06-10725 LBR

**NOTICE OF ENTRY OF ORDER AND
CERTIFICATE OF SERVICE OF ORDER
SUSTAINING OBJECTION OF USACM
TRUST TO HERMAN M. ADAMS, BRIAN
M. ADAMS, AND ANTHONY G. ADAMS'
CLAIM FILED IN WRONG DEBTOR'S
CASE; AND SUSTAINING OBJECTION
OF DTDF TO PROPOSED ALLOWANCE
OF CLAIM**

Hearing Date: October 15, 2007

Hearing Time: 9:30 a.m.

PLEASE TAKE NOTICE that on the 22nd day of October, 2007, the Court entered its Order Sustaining Objection of USACM Trust to Herman M. Adams, Brian M. Adams, and Anthony G. Adams' Claim Filed in Wrong Debtor's Case; and Sustaining Objection

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1 of DTDF to Proposed Allowance of Claim, a copy of which is attached hereto.

2 DATED this 23rd day of October 2007.

3 **LEWIS AND ROCA LLP**

4 By /s/ Anne M. Loraditch (008164)

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12 *Attorneys for USACM Liquidating Trust*

13 **CERTIFICATE OF SERVICE**

14 I certify that a copy of the foregoing was served via first class mail, postage
15 prepaid, addressed as set forth below, on this 23rd day of October, 2007 to:

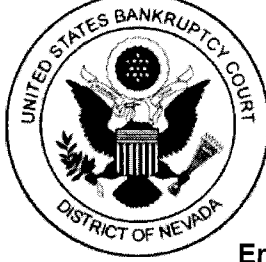
16 Herman M., Brian M. and Anthony G. Adams

17 1341 Cashman Drive

18 Las Vegas, NV 89102

19 By /s/ Patricia M. Kois

20 Patricia M. Kois, Lewis and Roca LLP



Entered on Docket
October 23, 2007

Hon. Linda B. Riegle
United States Bankruptcy Judge

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**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In re:

USA COMMERCIAL MORTGAGE COMPANY,
USA CAPITAL REALTY ADVISORS, LLC,
USA CAPITAL DIVERSIFIED TRUST DEED
FUND, LLC,
USA CAPITAL FIRST TRUST DEED FUND, LLC,
USA SECURITIES, LLC,
Debtors.

Affects:

- ☐ All Debtors
☒ USA Commercial Mortgage Company
☐ USA Capital Realty Advisors, LLC
☒ USA Capital Diversified Trust Deed Fund, LLC
☐ USA Capital First Trust Deed Fund, LLC
☐ USA Securities, LLC

Case No. BK-S-06-10725-LBR
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Case No. BK-S-06-10729-LBR

CHAPTER 11

Jointly Administered Under
Case No. BK-S-06-10725 LBR

**ORDER SUSTAINING OBJECTION OF
USACM TRUST TO HERMAN M.
ADAMS, BRIAN M. ADAMS, AND
ANTHONY G. ADAMS' CLAIM FILED
IN WRONG DEBTOR'S CASE; AND
SUSTAINING OBJECTION OF DTFD TO
PROPOSED ALLOWANCE OF CLAIM**

Hearing Date: October 15, 2007
Hearing Time: 9:30 a.m.



The Court having considered the "Objection of USACM Trust to Herman M. Adams, Brian M. Adams, and Anthony G. Adams' Claim Filed in Wrong Debtor's Case; Objection of DTDF to Proposed Allowance of Claim" [Docket No. 4789] (the "Objection"); with appearances as set forth in the record at the hearing noted above; appropriate notice of the Objection having been given; no response to the Objection having been filed; and good cause appearing:

IT IS HEREBY ORDERED that:

1. The Objection is sustained;
2. Proof of Claim No. 10725-01226 is disallowed in its entirety as against USA Commercial Mortgage and USA Capital Diversified Trust Deed Fund, LLC ("DTDF"); and
3. The equity interest in DTDF held by Herman M. Adams, Brian M. Adams, and Anthony G. Adams is allowed in the amount of \$3,483,430.96, as reflected in DTDF's books and records as of April 13, 2006.

PREPARED AND RESPECTFULLY SUBMITTED BY:

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